

STATE OF CALIFORNIA  
DEPARTMENT OF INSURANCE  
45 FREMONT STREET, 21<sup>ST</sup> FLOOR  
SAN FRANCISCO, CALIFORNIA 94105

File No. RH-02024639

November 21, 2003

**NOTICE OF AVAILABILITY OF CHANGED TEXT**

On April 10, 2003, the Insurance Commissioner of the State of California (Commissioner) issued a Notice of Proposed Action and Notice of Public Hearing, proposing to amend Title 10, Chapter 5, Subchapter 7.5.1, Article 1, of the California Code of Regulations to include sections 2695.40-2695.45, inclusive.

Pursuant to that notice, the Commissioner held public hearings on June 11, 2003 in San Francisco in order to accept oral and/or written public comment on the proposed regulations.

**PUBLIC COMMENTS RECEIVED:**

During the public comment period (April 10, 2003 through June 11, 2003), the Commissioner received written and/or oral comments from insurers, consumers and interested parties.

**CHANGES MADE AS A RESULT OF PUBLIC COMMENTS:**

As a result of the public comments received, the Commissioner has made changes to the regulations as originally proposed. The Commissioner believes that the changes are either non-substantial, solely grammatical in nature or are sufficiently related to the original text that the public was adequately placed on notice that the change(s) could result from the originally proposed regulatory action.

**PUBLIC COMMENT INVITED ON CHANGES:**

Pursuant to the provisions of California Government Code Section 11346.8(c), the Commissioner is soliciting written public comment on the amended regulations. A copy of the full text of the regulations as originally proposed, with the proposed changes clearly indicated in ***bold italic*** (additions) and ~~strikeout~~ (deletions) format, is available for public comment for a period of 15 days.

**CONTACT PERSON:**

All written comments submitted in response to this Notice and all questions regarding this Notice should be directed to:

California Department of Insurance  
Attention: Debra A. Chaum, Senior Staff Counsel  
45 Fremont Street, 21<sup>st</sup> Floor  
San Francisco, CA 94105  
(415) (538-4115)

**DEADLINE FOR WRITTEN COMMENTS:**

All written comments on the changes must be received by the Insurance Commissioner, at the address listed above, no later than **December 8, 2003 by 5:00 p.m.**

Comments previously submitted regarding these regulations should **not** be resubmitted, as they are already part of the rulemaking file.

**ACCESS TO COPIES – CONTACT PERSON:**

Any interested person may inspect a copy of the proposed regulations and any supplemental information contained in the rulemaking file. The rulemaking file is available for inspection at 45 Fremont Street 21<sup>st</sup> Floor, in San Francisco, California, between the hours of 9:00 and 4:30 p.m., Monday through Friday.

Requests for copies of the proposed regulations or any information contained in the rulemaking file, and specific questions, should be directed to:

California Department of Insurance  
Attention: Debra Chaum  
45 Fremont Street, 21<sup>st</sup> Floor  
San Francisco, CA 94105  
(415 –538-4115)

**AUTOMATIC MAILING:**

A copy of this notice, together with the text of the proposed changes, will automatically be sent to all those who: testified at the public hearing or submitted oral or written comment during the public comment period, requested copies of information regarding the regulations, or requested notification of the availability of such changes.

Dated: November 21, 2003

JOHN GARAMENDI  
Insurance Commissioner

By \_\_\_\_\_  
Richard G. Krenz  
Assistant Chief Counsel